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### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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Confirmation No. : 6873

For : WIDE-BAND IMAGE ENHANCEMENT

Examiner : Unassigned Attorney's Docket : ERI-139AX

Group Art Unit: 2621

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on Lanch & 2004

Holliday C. Helne, Ph.D. Registration No. 34,346 Attorney for Applicant(s)

#### INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

It is desired to cite for the record in this application the enclosed references listed on the attached copy of PTO Form #1449. The paragraph(s) marked below are applicable to this Information Disclosure Statement.

[] (1) Pursuant to 37 C.F.R. § 1.97(b)(1) and (2), the attached Information Disclosure Statement is being filed within three months of the filing date of the above identified national application or within three months of the date of entry of the national stage as set forth in 37 C.F.R. § 1.491 of the above

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identified application. Accordingly, applicant(s) believes that no fee or statement under 37 C.F.R. § 1.97(e) is required.

- [X] (2) Pursuant to 37 C.F.R. § 1.97(b)(3), applicant(s) believes the attached Information Disclosure Statement is being filed before the mailing date of a first Office action on the merits. Accordingly, applicant(s) believes that no fee or statement under 37 C.F.R. § 1.97(e) is required.
- [] (3) Pursuant to 37 C.F.R. § 1.97(b)(4), applicant(s) believes the attached Information Disclosure Statement is being filed before the mailing date of a first Office action after the filing of a request for continued examination under § 1.114. Accordingly, applicant(s) believes that no fee or statement under 37 C.F.R. § 1.97(e) is required.
- [ ] (4) Pursuant to 37 C.F.R. § 1.97(c), the attached Information Disclosure Statement is being filed before the mailing date of a final action or a notice of allowance and is accompanied by:

[	]	a statement	under	37	CFR § 1.97(e); or
[	]	the fee set	forth	in	§ 1.17(p).

## PETITION UNDER 37 CFR § 1.97(d)

[] (5) Pursuant to 37 CFR § 1.97(d), applicant(s) hereby petitions the Commissioner to consider the attached Information Disclosure Statement which is being filed on or before payment of the issue fee. This petition is accompanied by a statement under 37 C.F.R. § 1.97(e) and the petition fee set forth in 37 C.F.R. § 1.17(p).

## STATEMENT UNDER 37 C.F.R. § 1.97(e)(1)

[] (6) The undersigned hereby states that each item of information contained in the attached Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

# STATEMENT UNDER 37 C.F.R. § 1.97(e)(2)

[] (7) The undersigned hereby states that no item of information contained in the attached Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to the knowledge of the

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after making reasonable undersigned inquiry, no information contained in the attached Information Disclosure Statement was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement.

Where the status of the application has changed, unknown to the applicant, such that the boxes checked are no longer applicable, the Commissioner is authorized to accept this submission with additional fees required by that change charged to Deposit Account No. 23-0804.

The filing of this Information Disclosure Statement is not a representation by the undersigned as to personal knowledge of the contents of every word or phrase of the material enclosed or that reliance on other suitably trained professionals has not been made.

If a search report of a searching agency is enclosed identifying the nature of the relevance of each document, such a designation is deemed to satisfy 37 C.F.R. § 1.98(a)(3) even if in a foreign language because the codes are the same in all languages. However, applicant(s) does not necessarily adopt the position reflected by that report.

The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit overpayment to Deposit Account No. 23-0804. Triplicate copies of this letter are enclosed.

> Respectfully submitted, ELIEZER PELI

> > Holliday C. Heine, Ph.D. Registration No. 34,346

> > Attorney for Applicant(s)

WEINGARTEN, SCHURGIN, GAGNEBIN & LEBOVICI LLP Ten Post Office Square Boston, Massachusetts 02109 Telephone: (617) 542-2290 Telecopier: (617) 451-0313

HCH/raw Enclosure 295269-1

Date: March 8, 2004 Page 1 of 1

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EXAMINER	:	DOCUMENT NUMBER	PUBLICATION/	NAME		ME	CLASS	SUBCLASS	FILING DATE				
INITIAL			ISSUE DATE										
	*	US 5,717,789		Anderson et al.		al.	382	254					
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		DOCUMENT NUMBER	DATE	COL		NTRY	CLASS	SUBCLASS					
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	*	WO 99/26199	5/99	PCT Japan PCT									
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	*	WO 96/01440	1/96							!			
	*	EP 540 394	5/93	EPO									
	*	EP 366075	5/90	PCT			<u>.</u>						
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		Peli, E., "Adaptive enhancement based on visual model", Optical Engineering, Vol. 26, No. 7, July (1987).											
		Peli, E., "Contrast in complex images," Journal of Optical Society of America, 7:10:2032-2040 (1990)											
EXAMINER DATE CONSIDERED													
*EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.													

<sup>\*</sup> Copies may be found in Parent Case Application No. 09/234,846 filed January 22, 1999. HCH/raw 295330-1